

Entered -7-9-98 - sb
CL 98L0465 - GWENDOLYN BURNS

00-*R*-1767

CLAIM OF: **ALFONSO DAWSON MORTUARY, INC.**
3000 Martin Luther King, Jr. Drive, SW
Atlanta, Georgia 30311

For property damages alleged to have been sustained from a sewer
back up on May 18, 1998 at 3000 Martin Luther King, Jr. Drive,
SW.

THIS ADVERSED REPORT IS
APPROVED

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 98L0465

Date: October 19, 2000

Claimant /Victim ALFONSO DAWSON MORTUARY, INC.
 BY: (Atty) (Ins. Co.) _____
 Address: 3000 Martin Luther King Jr. Drive, SW, Atlanta, Georgia 30311
 Subrogation: _____ Claim for Property damage \$ 1,463.14 Bodily Injury \$ _____
 Date of Notice: 6/23/98 Method: Written, Proper X Improper _____
 Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
 Date of Occurrence 5/18/98 Place: 3000 Martin Luther King Jr. Drive, SW
 Department PUBLIC WORKS Division Sewer Operations
 Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: Claimant alleges that it sustained property damages from a sewer back up. However, an investigation determined that the City did not have notice of any problems at this location prior to the May 18, 1998 occurrence. The City is immune from liability as set forth in O.C.G.A. §36-33-1.

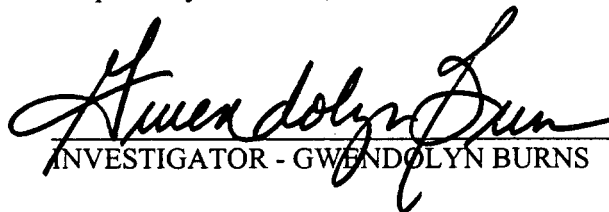
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
 Pictures _____ Diagrams _____ Reports: Police _____ Dept Report X Other X
 Traffic citations issued: City Driver _____ Claimant Driver _____
 Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
 Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____
 City not involved _____ Offer rejected _____ Compromise settlement _____
 Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
 Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


 INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____
 Claims Manager:  Concur/date 10-20-00
 Committee Action: _____ Council Action _____

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